

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2011-2012 SESSION
MARCH 8, 2012**

BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 298	Brownley, Dickinson, Huffman, Chesbro, Ma	Amended April 14, 2011 Senate Environmental Quality Committee, 2 year bill.	<p>Existing Law: Existing law, AB 2449 (Levine, 2006), requires an operator of a store, as defined, to establish an at-store recycling program and to make reusable bags available to customers. These requirements are repealed on January 1, 2013.</p> <p>Proposed Law: This bill would prohibit a manufacturer, as defined, from selling or distributing a reusable bag unless the guidelines for the cleaning and disinfection of the bag are printed on the bag or on a tag attached to the bag.</p>	Watch
AB 480	Solorio	Amended June 23, 2011 Senate Environmental Quality Committee, 2 year bill.	<p>Existing Law: Existing law regulates solid waste facilities and requires that any person owning or operating a solid waste landfill submit evidence of financial ability to provide for the cost of closure and postclosure maintenance. Existing law provides that if the evidence of financial ability for closure, postclosure, or corrective action is demonstrated by use of insurance, either through an independent insurer or where the insurance carrier is established by a solid waste facility operator to meet the financial assurance obligations of that operator, the insurance mechanism may be approved if the insurance carrier meets specified requirements.</p> <p>Proposed Law: This bill would specify that an insurance carrier established by a solid waste facility operator to meet the financial assurance obligations of that operator that meets all of those specified requirements shall be eligible to provide that insurance and shall not be required to be a California admitted insurer nor be required to provide the insurance through a surplus line broker.</p>	Letter of Opposition sent June 27, 2011
AB 508	Swanson	Introduced February 15, 2011 Senate Appropriations Committee, 2 year bill.	<p>Existing Law: Existing law requires a local government agency letting a public transit service contract out to bid to give a bidding preference for contractors and subcontractors who agree to retain, for a period of at least 90 days, certain employees who were employed by the previous contractor or subcontractor.</p> <p>Proposed Law: This bill would add employees of solid waste handling and recycling contractors and subcontractors to those provisions.</p>	Watch

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AB 523	Valadao	Amended January 24, 2012 Senate Transportation and Housing Committee	<p>Existing Law: Existing law establishes the Alternative and Renewable Fuel and Vehicle Technology Program, administered by the State Energy Resources Conservation and Development Commission (Energy Commission), to provide to specified entities, upon appropriation by the Legislature, grants, loans, loan guarantees, revolving loans, or other appropriate measures, for the development and deployment of innovative technologies that transform California's fuel and vehicle types to help attain the state's climate change goals.</p> <p>Proposed Law: This bill would provide that after July 1, 2013, the eligibility for funding of projects for the production of ethanol is limited to projects for the production of ethanol that are not derived from corn.</p>	
AB 549	Carter	Introduced February 16, 2011 Senate Environmental Quality Committee, 2 year bill.	<p>Existing Law: The Electronic Waste Recycling Act of 2003 requires a retailer to collect a covered electronic waste recycling fee from the consumer. These fees are deposited in the E-Waste Recovery and Recycling Account, and CalRecycle is required to make payments to an authorized collector or recycler upon receipt of a completed and verified invoice.</p> <p>Proposed Law: This bill would additionally require, as a condition of making these payments, that the covered electronic device for which the payment is claimed was used in this state. The bill would authorize CalRecycle to review any documentation required to be submitted by an authorized collector or recycler before making these payments, and to refuse to make these payments, if CalRecycle determines that the documentation is incomplete or not in compliance with the act or the regulations adopted pursuant to the act.</p>	
AB 801	Swanson	Amended January 11, 2012 Assembly Committee on Public Safety	<p>Existing Law: Existing law defines "code enforcement officer" to mean specified persons employed by any governmental subdivision, public or quasi-public corporation, public agency, public service corporation, any town, city, county, or municipal corporation, whether incorporated or chartered, who have enforcement authority for health, safety, and welfare requirements, and whose duties include enforcement of any statute, rules, regulations, or standards, and who are authorized to issue citations, or file formal complaints. Existing law provides that "illegal dumping enforcement officers" are not peace officers but may exercise the powers of arrest of a peace officer, as specified, during the course and within the scope of their employment, if they successfully complete a specified course in the exercise of those powers.</p> <p>Proposed Law: This bill would delete references to "illegal dumping enforcement officers" and would instead authorize a code enforcement officer, as specified, to exercise the powers of arrest of a peace officer in the manner described above.</p>	

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AB 812	Ma	Amended January 12, 2012 Senate Transportation and Housing Committee.	<p>Existing Law: Under existing law, any materials to be used in paving for use by the DOT or any other state agency, the State Procurement Officer is required to make contracts available that use recycled materials. Existing law also requires the State Procurement Officer to make contracts available that use crumb rubber, unless the Director of Transportation determines that the use of the materials is not cost effective based on specified factors.</p> <p>Proposed Law: This bill would authorize the Department of Transportation, by January 1, 2014, to establish specifications for the use of reclaimed asphalt pavement (RAP) of up to 40% for hot mix asphalt mixes. The bill would require the department to submit a report to the Legislature, by March 1, 2016, on its progress, since the year 2011, toward the development and implementation of these specifications.</p>	Support
AB 837	Nestande	Amended June 20, 2011 Senate Environmental Quality Committee, 2 year bill.	<p>Existing Law: Existing law requires rigid plastic packaging containers sold or offered for sale in this state to meet specified criteria, including, but not limited to, that the container be made from 25% postconsumer material.</p> <p>Proposed Law: This bill would prohibit a manufacturer or supplier from selling a plastic food container in this state that is advertised with a specific recycled content amount unless the manufacturer or supplier is able to provide certification of the stated recycled content in a format that is easy to understand and accurate. The state would be able impose penalties for the violation of this law.</p>	
AB 960	Lowenthal	Amended May 27, 2011 Senate Appropriations Committee, 2 year bill.	<p>Existing Law: The E-Waste Recycling Act of 2003 requires a retailer selling a covered electronic device in this state to collect a fee from the consumer and CalRecycle is continuously appropriated the money deposited in the E-Waste Recovery and Recycling Account to make recovery payments and recycling payments. Existing law requires an E-waste exporter to comply with specified notification requirements and make specified demonstrations. Existing law exempts from these requirements a component part of a covered electronic device that is exported and reused or recycled.</p> <p>Proposed Law: This bill would require that CalRecycle determine that the recycler has demonstrated to DTSC that all E-waste has been managed in a specified manner. The bill would revise the requirements imposed on E-waste exportation. The bill would repeal the existing exemption for exportation of component parts that are reused or recycled and would instead require CalRecycle to adopt regulations regarding exemptions.</p>	Letter of Support sent June 20, 2011

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AB 1019	Perez	Amended September 2, 2011 Senate Environmental Quality Committee, 2 year bill	<p>Existing Law: Existing law establishes a carpet stewardship program. Proposition 26, approved by the voters by initiative in 2010, amends Article XIII A of the California Constitution to provide that certain levies, charges, or exactions imposed by the state and adopted after January 1, 2010, but before November 3, 2010, is void 12 months after the November 3, 2010, effective date of Proposition 26 unless it is reenacted in compliance with the requirements of Article XIII A of the California Constitution.</p> <hr/> <p>Proposed Law: This bill would reenact the state law that enacted the carpet stewardship program and would provide that law continues to be operative on and after November 3, 2011. This bill would declare that it is to take effect immediately as an urgency statute.</p>	
AB 1178	Ma	Amended August 24, 2011 Senate Environmental Quality Committee, 2 year bill.	<p>Existing Law: AB 939 allows each county, city, or district to determine aspects of solid waste handling that are of local concern and the means by which the services are to be provided.</p> <hr/> <p>Proposed Law: This bill would prohibit an ordinance enacted by a jurisdiction, including an ordinance enacted by initiative by the voters of a jurisdiction, from restricting or otherwise limiting the importation of solid waste into a privately owned solid waste facility in that jurisdiction based on place of origin. The bill would provide that this prohibition does not allow a privately owned solid waste facility to abrogate certain agreements, does not prohibit a jurisdiction or regional agency from requiring a privately owned solid waste facility to guarantee permitted capacity to a host jurisdiction, and does not otherwise limit or affect the land use authority of a jurisdiction.</p>	Floor Alert in Opposition sent August 25, 2011

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AB 1303	Williams	Amended July 7, 2011 Senate Energy Utilities and Communications Committee, 2 year bill.	<p>Existing Law: Existing law (1) requires that the PUC or the electrical corporations, until January 1, 2012, to collect \$65,000,000 in total per year for renewable energy and \$62,500,000 in total per year for research, development, and demonstration; (2) Existing law establishes the Renewable Resource Trust Fund and requires a separate electrical rate component to fund energy efficiency and renewable energy R&D. Existing law authorizes, until January 1, 2012, the expenditure of the moneys; and (3) requires the Energy Commission to implement the Public Interest Research, Development, and Demonstration Program to develop and help bring to market energy technologies that provide increased environmental benefits, greater system reliability, and lower system costs.</p> <hr/> <p>Proposed Law: This bill would extend this requirement to January 1, 2020. The bill would increase the amount collected to \$90,000,000 for each of the above purposes. This bill would extend to January 1, 2020, the authorization to expend moneys in the Renewable Resource Trust Fund for the implementation of renewable resources programs. This bill would revise and recast the Public Interest Research, Development, and Demonstration Program.</p>	Letter of Support sent May 18, 2011
AB 1359	Skinner	Introduced January 4, 2012 Senate Environmental Quality Committee.	<p>Existing Law: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires the Department of Resources Recycling and Recovery to establish reporting periods of 6 months each for redemption rates and recycling rates for specified types of beverage containers and to determine the redemption rates and recycling rates for those beverage containers for each reporting period and to issue a report on those determinations.</p> <hr/> <p>Proposed Law: This bill would delete the provisions that require the department to establish reporting periods for redemption rates and that require the department to determine redemption rates for specified types of beverage containers. The bill also would delete the definition of "redemption rate" and make other conforming changes. The bill would also correct references and delete obsolete provisions in the act. This bill would make technical changes regarding this requirement and would delete obsolete provisions regarding that determination.</p>	

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AB 1431	Dickinson	Amended January 24, 2012 Senate Rules Committee	<p>Existing Law: Existing law requires that various state agencies submit certain reports to the Legislature and other state agencies while requiring the Legislative Counsel to annually prepare, publish, and maintain an electronic list of all reports that state and local agencies are required or requested by law to prepare and file with the Governor or the Legislature, or both, in the future or within the preceding year.</p> <hr/> <p>Proposed Law: This bill would eliminate the requirement that certain state agencies submit certain reports to the Legislature and other state agencies. This bill would amend 41821.5 of the PRC by removing subsection (e) which requires the Board to submit a report to the Legislature that evaluates the implementation of 41821.5. The section requires the Board to convene a working group composed of representative of stakeholder groups, including cities, counties, regional agencies, the solid waste industry, recyclers and environmental organizations, to assist the board in preparing the report.</p>	
AB 1442	Wieckowski	Amended February 6, 2012 Assembly Committee on Environmental Safety and Toxic Materials.	<p>Existing Law: The existing Medical Waste Management Act regulates the management and handling of medical waste, as defined. Existing law requires that all medical waste be hauled by either a registered hazardous waste hauler or by a person with an approved limited-quantity exemption granted pursuant to specified provisions of law. Violation of these provisions of law is a crime. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.</p> <hr/> <p>Proposed Law: This bill would define pharmaceutical waste for purposes of the Medical Waste Management Act, and would authorize a medical waste generator or parent organization that employs health care professionals who generate pharmaceuticals to apply to the enforcement agency for a pharmaceutical waste hauling exemption if the generator, health care professional, or parent organization retains specified documentation and meets specified requirements.</p>	

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AB 1530	Huffman and Olson	Introduced January 23, 2012 Assembly	<p>Existing Law: The Enterprise Zone Act provides for the designation and oversight by the Department of Housing and Community Development of various types of economic development areas throughout the state, including enterprise zones, targeted tax areas, local agency military base recovery areas (LAMBRAs), and manufacturing enhancement areas, collectively known as geographically targeted economic development areas, or G-TEDAs. Pursuant to these provisions, qualifying entities in those areas may receive certain tax and regulatory incentives.</p> <hr/> <p>Proposed Law: The Clean Manufacturing and Job Creation Incentive Act of 2012 would, among other things, establish clean manufacturing zones that would attract new manufacturing businesses to California by approving necessary permits and licenses in advance, and provide a property tax exemption for new manufacturing equipment purchased for use in a clean manufacturing zone. One of the major obstacles identified by businesses to opening new facilities in California is delays in acquiring the licenses and permits necessary to operate, including local and state business licenses and other regulatory approvals. The purpose of this act is to stimulate growth in the manufacturing industry without compromising California's high environmental, public health, and safety standards by creating clean manufacturing zones with preapproved permits and licenses to accommodate new and expanding manufacturing businesses.</p>	

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AB 1532	Perez	<p>Introduced January 23, 2012</p> <p>Assembly Committee on Natural Resources</p>	<p>Existing Law: The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The state board is required to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020, and to adopt rules and regulations in an open public process to achieve the maximum, technologically feasible, and cost-effective greenhouse gas emission reductions. The act authorizes the state board to include use of market-based compliance mechanisms. The act authorizes the state board to adopt a schedule of fees to be paid by the sources of greenhouse gas emissions regulated pursuant to the act, and requires the revenues collected pursuant to that fee schedule be deposited into the Air Pollution Control Fund and be available, upon appropriation by the Legislature, for the purposes of carrying out the act.</p> <hr/> <p>Proposed Law: This bill would create the Greenhouse Gas Reduction Account within the Air Pollution Control Fund. The bill would require moneys, as specified, collected pursuant to a market-based compliance mechanism be deposited in this account. The bill also would require those moneys, upon appropriation by the Legislature, be used for purposes of carrying out the California Global Warming Solutions Act of 2006. The bill would require the state board to award those moneys only for measures and programs that meet specified criteria including: clean and efficient energy, through energy efficiency, clean and renewable distributed energy generation, and related activities.</p>	
AB 1537	Cook	<p>Introduced January 24, 2012</p> <p>Assembly Committee on Business, Professions and Consumer Protection</p>	<p>Existing Law: The Administrative Procedure Act governs the procedure for the adoption, amendment, or repeal of regulations by state agencies and for the review of those regulatory actions by the Office of Administrative Law.</p> <hr/> <p>Proposed Law: This bill would require that a regulation proposed on or after January 1, 2013, that is estimated to have an adverse economic impact of more than \$1,000,000 in a year on businesses or individuals subject to the proposed regulation include a provision to repeal the regulation 2 years after the date that the regulation is approved by the office. The bill would require the office to return to an agency any proposed regulation that does not include the repeal provision. The bill would provide that the repeal date shall be void if the Legislature enacts a statute that expressly validates and approves the content of the regulation, as specified.</p>	

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AB 1566	Wieckowski	Introduced January 30, 2012 Assembly Committee on Environmental Safety and Toxic Materials	<p>Existing Law: The Aboveground Petroleum Storage Act (act) defines, for purposes of the act, an "aboveground storage tank" as a tank that has the capacity to store 55 gallons or more of petroleum and that is substantially or totally above the surface of the ground, except as specified. Existing law requires every county to apply to the Secretary for Environmental Protection to be certified to implement the unified hazardous waste and hazardous materials management regulatory program (unified program) and allows a city or local agency to implement the unified program. Existing law requires the unified program agencies (UPAs) to implement that act.</p> <hr/> <p>Proposed Law: This bill would revise the definition of "aboveground storage tank" to delete the requirement that the tank be substantially or totally above the ground and to include tanks located in underground areas, as defined. The bill would require the UPAs to implement the act in accordance with the regulations adopted by the Office of the State Fire Marshal and would authorize the Office of the State Fire Marshal to adopt these regulations, thereby imposing a state-mandated local program by imposing new requirements upon local agencies with regard to the act. The bill would also require the office to interpret the act and oversee the implementation of the act by the UPAs and would make conforming changes in that regard.</p>	
AB 1620	Wieckowski	Introduced February 8, 2012 Assembly	<p>Existing Law: Existing law defines the term "treatment" for purposes of the hazardous waste control laws and excludes certain activities conducted either onsite in accordance with the requirements of the hazardous waste control law or conducted in accordance with the conditions issued pursuant to a permit issued by the Department of Toxic Substances Control.</p> <hr/> <p>Proposed Law: This bill would additionally exclude from the definition of the term "treatment," the separation of air and particulate matter by physical means and the compaction of compatible waste by physical means to reduce volume if the process does not increase the risk of fire or cause the release of hazardous gaseous emissions</p>	

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AB 1647	Gordon	Introduced February 13, 2012 Assembly Committee on Natural Resources	<p>Existing Law: Existing law requires, upon the order of CalRecycle, a person who stores, stockpiles, or accumulates waste tires in violation of the provisions regulating the storage, stockpiling, or accumulation of waste tires to clean up those waste tires and abate the effects of the waste tires or take other necessary remedial actions in the case of threatened pollution or nuisance. Existing law requires the Attorney General, at the request of CalRecycle to petition the appropriate superior court for the issuance of an injunction if the person fails to comply with the cleanup or abatement order. Existing law authorizes, at the request of CalRecycle the district attorney or county counsel of the county in which the violation occurred to petition the court for the issuance of an injunction if the Attorney General fails to petition the court within 45 days of the department's request to the Attorney General.</p> <hr/> <p>Proposed Law: This bill would shorten that time period to 30 days.</p>	
AB 1701	Wieckowski and Smyth	Introduced February 15, 2012 Assembly Committee on Environmental Safety and Toxic Materials	<p>Existing Law: Existing law requires the State Water Resources Control Board to conduct a grant program to assist small businesses in meeting certain requirements with regard to underground storage tanks and the board is required to make these grant funds available from the Petroleum Underground Storage Tank Financing Account for purposes of this program. Under the existing Barry Keene Underground Storage Tank Cleanup Trust Fund Act of 1989, owners and operators of petroleum underground storage tanks are required to pay a storage fee for each gallon of petroleum placed in the tank. The fees are required to be deposited in the fund, and the money is authorized to be expended by the board, upon appropriation by the Legislature, for various purposes.</p> <hr/> <p>Proposed Law: This bill would delete an obsolete provision regarding the transfer of funds from the fund to that account and would clarify that the funds in the account may be expended by the board for purposes of this grant program.</p>	

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AB 1834	Brownley	Introduced February 22, 2012 Assembly Committee on Natural Resources	<p>Existing Law: The California Integrated Waste Management Act of 1989, as administered by the Department of Resources Recycling and Recovery, requires an operator of a store, as defined, to establish an at-store recycling program that provides customers the opportunity to return clean plastic carryout bags to that store and to make reusable bags available to customers. These requirements are repealed on January 1, 2013.</p> <hr/> <p>Proposed Law: This bill would define the term "reusable bag" for purposes of the act as: (a) Has a minimum lifetime of 125 uses, which for purposes of this subdivision, means the capability of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet; (b) Has a minimum volume of 15 liters; (c) Is machine washable or is made from a material that can be cleaned or disinfected; (d) Does not contain lead, cadmium, or any other heavy metal in toxic amounts, as defined by applicable state and federal standards and regulations for packaging or reusable bags; (e) Has printed on the bag, or on a tag that is permanently affixed to the bag, the name of the manufacturer, the location (country) where the bag was manufactured, a statement that the bag does not contain lead, cadmium, or any other heavy metal in toxic amounts, and the percentage of postconsumer recycled material used, if any; (f) If made of plastic, is a minimum of at least 2.25 mils thick.</p>	
AB 1900	Gatto	Introduced February 22, 2012 Assembly	<p>Existing Law: Existing law requires the Public Utilities Commission (PUC) to specify the maximum amount of vinyl chloride that may be found in landfill gas. Existing law prohibits a gas producer from knowingly selling, supplying, or transporting to a gas corporation, and a gas corporation from knowingly purchasing, landfill gas containing vinyl chloride in a concentration exceeding the maximum amount determined by the commission.</p> <hr/> <p>Proposed Law: This bill would provide that the PUC's duty to specify the maximum amount of vinyl chloride that may be found in landfill gas applies to gas that is to be injected into a common carrier pipeline. This bill would require the PUC to develop reasonable, prudent, and minimally restrictive testing protocols for gas collected from a solid waste landfill that is to be injected into a common carrier pipeline to determine if the gas contains chemicals known to the state to cause cancer or reproductive toxicity. This bill would prohibit a gas producer from knowingly selling, supplying, transporting, or purchasing gas collected from a hazardous waste landfill.</p>	

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AB 1933	Gordon	Introduced February 22, 2012 Assembly	<p>Existing Law: The existing California Beverage Container Recycling and Litter Reduction Act requires a distributor of specified beverage containers to pay a redemption payment to the Department of Resource Recycling and Recovery, for each beverage container, as defined, sold or transferred, for deposit in the California Beverage Container Recycling Fund. Existing law requires any person importing more than a 100 pounds of aluminum, bimetal, or plastic beverage container material, or more than 1,000 pounds of glass beverage container material, into the state to report the material and provide an opportunity for inspection and prohibits any person from falsifying documents required pursuant to the act or the regulations adopted by the department. A violation of the act is a crime.</p> <hr/> <p>Proposed Law: This bill would decrease the amount of materials for which a person is required to report to the department to 25 pounds of aluminum, bimetal, or plastic beverage container material, or more than 250 pounds of glass beverage container material, and would additionally require the person to provide the department with certain documentation regarding those materials. Since a violation of this requirement would be crime, the bill would impose a state-mandated local program.</p>	
AB 2196	Chesbro	Introduced February 23, 2012 Assembly	<p>Existing Law: The existing Renewables Portfolio Standard Program (RPS program) requires a retail seller of electricity, as defined, and local publicly owned electric utilities to purchase specified minimum quantities of electricity products from eligible renewable energy resources, as defined, for specified compliance periods. The specified minimum quantities of electricity products are based upon a percentage of the utility's total retail sales of electricity in California.</p> <hr/> <p>Proposed Law: This bill would provide that if the RPS program eligibility of a facility is based on the use of landfill gas, digester gas, or another renewable fuel delivered to the facility through a common carrier pipeline, the transaction, including the source of the fuel and delivery method, shall meet conditions. In general this bill defines all the criteria that needs to be met, in order to be titled a "Renewable electric generation facility."</p>	

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AB 2205	Perez	Introduced February 23, 2012 Assembly	<p>Existing Law: Existing law exempts from the requirements of the Hazardous Waste Control Law geothermal waste generated from the exploration, development, or production of geothermal energy and that does not result from drilling for geothermal resources meeting specified criteria.</p> <hr/> <p>Proposed Law: This bill would additionally exempt from the requirements of the Hazardous Waste Control Law geothermal waste that is contained, and continues to be contained, within a piping system, nonearthen trench, or descaling area, or within related equipment in connection with the beneficial extraction of commercial substances from the geothermal waste.</p>	
AB 2257	Achadjian	Introduced February 24, 2012 Assembly	<p>Existing Law: Existing law defines a nuisance, in part, as anything that is injurious to health, or is indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property. Existing law authorizes various remedies for nuisances, including remedies to effect abatement and damages. Existing law provides, among other things, that no agricultural activity, operation, or facility, or appurtenances thereof, as defined, in operation for more than 3 years, and conducted or maintained for commercial purposes in a manner consistent with proper and accepted customs and standards, shall become a nuisance due to any changed condition in the locality if it was not a nuisance at the time it began, except as specified.</p> <hr/> <p>Proposed Law: This bill would provide that no landfill activity, operation, or facility, or appurtenances thereof, as defined, in operation for more than 3 years, and conducted or maintained for commercial purposes in a manner consistent with proper and accepted customs and standards, shall become a nuisance due to any changed condition in the locality if it was not a nuisance at the time it began, except as specified.</p>	

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AB 2321	Smyth and Gordon	Introduced February 24, 2012 Assembly	<p>Existing Law: Existing law requires rigid plastic packaging containers, as defined, that are sold or offered for sale in this state to meet specified criteria, including, but not limited to, that the container be made from 25% postconsumer material, and provides for the enforcement of these requirements by the Department of Resources Recycling and Recovery. Certain classes of rigid plastic packaging containers are exempt from those requirements. Existing law, as of January 1, 2013, prohibits the sale of a plastic product, as defined, labeled as "compostable," "home compostable," or "marine degradable" unless it meets certain ASTM standard specifications, or other certain requirements.</p> <p>Proposed Law: This bill would define the term "compostable rigid plastic packaging container" as a rigid plastic packaging container that is labeled with the term "compostable" and is in compliance with those labeling requirements. The bill would additionally exempt compostable rigid plastic packaging from those material requirements.</p>	
AB 2336	Mansoor	Introduced February 23, 2012 Assembly	<p>Existing Law: Existing law, as of January 1, 2013, prohibits the sale of a plastic product, including plastic bags, labeled as "compostable", "home compostable", or "marine degradable" unless it meets certain specifications, certifications, or a standard adopted by the Department of Resources Recycling and Recovery. Existing law also prohibits the sale of a plastic product that is labeled as "biodegradable", "degradable", "decomposable", or as otherwise specified, and imposes certain labeling requirements upon a manufacturer of a compostable plastic bag.</p> <p>Proposed Law: This bill would prohibit a person from being subject to an enforcement action pursuant to the provisions regulating the labeling of plastic products on and after January 1, 2013, or plastic bags before that date, if the person manufacturing the plastic product submits an action plan to the department, city, or county and the plan is approved, as specified.</p>	
AB 2457	Valadao	Introduced February 24, 2012 Assembly	<p>Existing Law: The California Integrated Waste Management Act of 1989 requires materials that require special handling, as defined, to be removed from major appliances and vehicles in which they are contained prior to crushing for transport or transferring to a baler or shredder for recycling.</p> <p>Proposed Law: This bill would delete and correct obsolete references in these provisions.</p>	

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AB 2564	Ma	Introduced February 24, 2012 Assembly	<p>Existing Law: Existing law requires the Department of Resources Recycling and Recovery and local agencies, when implementing the California Integrated Waste Management Act of 1989, to promote certain waste management practices in a specified order of priority.</p> <hr/> <p>Proposed Law: This bill would make a technical nonsubstantive change to those requirements. Changes reference to "department" from "board".</p>	
AB 2614	Torres	Introduced February 24, 2012 Assembly	<p>Existing Law: Existing law prohibits a person from establishing a new solid waste facility or transformation facility or expanding an existing solid waste facility or transformation facility that will result in a significant increase in the amount of solid waste handled at the facility without a certification by the enforcement agency until an integrated waste management plan has been approved by the Department of Resources Recycling and Recovery.</p> <hr/> <p>Proposed Law: This bill would make technical, nonsubstantive changes to these provisions. Changes reference to "department" from "board".</p>	
AB 2670	Committee on Natural Resources	Introduced March 5, 2012 Assembly	<p>Existing Law: The California Integrated Waste Management Act of 1989 requires each city, county, city and county, and regional agency, to develop an integrated waste management plan containing specified components, including a source reduction and recycling element. The countywide or regional plan is required to be reviewed, revised, and submitted to the Department of Resources Recycling and Recovery every 5 years. The act requires a business, which is defined as a commercial or public entity that generates more than 4 cubic yards of commercial solid waste per week or is a multifamily residential dwelling of 5 units or more, to arrange for recycling services. Existing law also requires jurisdictions to implement a commercial solid waste recycling program meeting specified elements. Existing law defines the term "commercial solid waste" by reference to a specified regulation.</p> <hr/> <p>Proposed Law: This bill would among other things repeal the requirements regarding the review, revision, and submission of the integrated waste management plan, the use of a waste disposal characterization method, and the inclusion of the summary. This bill would define commercial solid waste in statute to include all types of solid waste generated by a store, office, or other commercial or public entity source, including a business or a multifamily dwelling of 5 or more units, thereby imposing a state-mandated local program by imposing new requirements upon local jurisdictions.</p>	

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SB 23	Simitian	Amended September 9, 2011 Assembly Utilities and Commerce Committee, Ordered to the Senate.	<p>Existing Law: The Renewable Energy Resource Program and the California RPS Program intend to increase the amount of electricity generated per year from eligible renewable energy resources. Existing law requires the Energy Commission to adopt regulations specifying procedures for enforcement of the RPS requirements by July 1, 2011. Existing law requires the PUC, by July 1, 2011, to determine the effective load carrying capacity of wind and solar energy resources on the electrical grid.</p> <hr/> <p>Proposed Law: This bill would extend the compliance date for these requirements by one year, until 2012. This bill would delete the requirement that the PUC report on the projected ability of electrical corporations to meet the RPS program procurement requirements under a cost limitation established by the PUC and any recommendations for revisions to those cost limitations, and would require that the first report be made on January 1, 2014 and establish the quantity of electricity products to be procured by the retail seller for each compliance period by June 1, 2012, and require that the compliance report be submitted at least annually. This bill would make a small hydroelectric generation unit with a nameplate capacity not exceeding 40 megawatts an eligible renewable energy resource if a retail seller or local publicly owned electric utility operates the facility to supply or convey water to its customers and procured the electricity from the facility as of December 31, 2005.</p> <p>The introduced version of this bill related to the 33% RPS requirement, which was considered during an extraordinary legislative session on budget deliberations as SBX1-2.</p>	Letter of Concern Sent February 3, 2011 for Introduced version
SB 178	Simitian	Amended April 12, 2011 Assembly Environmental Safety and Toxic Materials Committee, 2 year bill.	<p>Existing Law: Existing law establishes the Green Ribbon Science Panel and authorizes it to take various actions in assisting DTSC with regard to chemicals of concern in consumer products.</p> <hr/> <p>Proposed Law: This bill would authorize the Green Ribbon Science Panel to form subgroups to consider and report to the full panel and DTSC on specific priority topics identified by DTSC.</p>	Watch

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SB 419	Simitian	Introduced February 16, 2011 Assembly Appropriations Committee, Inactive file	<p>Existing Law: Existing law requires a pharmaceutical manufacturer to submit, on an annual basis, to CalRecycle a plan supporting the safe collection and proper disposal of specified waste devices. The manufacturer is required to post and maintain a copy of the plan on its Web site.</p> <p>Proposed Law: This bill would require the above plan to be submitted in an electronic format, as prescribed by CalRecycle. The bill would require the manufacturer to post and maintain a copy of the plan in a readily accessible location on its Web site.</p>	
SB 518	Simitian	Introduced February 17, 2011 Assembly Appropriations Committee	<p>Existing Law: Existing law, the CA Beverage Container Recycling and Litter Reduction Act, requires CalRecycle to establish reporting periods for redemption and recycling rates for beverage containers. The act also requires CalRecycle to determine the redemption and recycling rates for each reporting period and to issue a report on those determinations.</p> <p>Proposed Law: This bill would delete the provisions that require CalRecycle to establish reporting periods and redemption rates. The bill also would delete the definition of 'redemption rate' and make other conforming changes.</p>	
SB 568	Lowenthal	Amended July 12, 2011 Assembly Appropriations Committee Inactive File	<p>Existing Law: Existing law requires all rigid plastic bottles and rigid plastic containers sold in CA to be labeled with a code that indicates the resin used to produce it. AB 939, as amended, requires every rigid plastic packaging container sold or offered for sale in CA to generally meet specified criteria.</p> <p>Proposed Law: This bill would prohibit a food vendor, on and after Jan 1, 2016, from dispensing prepared food to a customer in a polystyrene foam food container. The bill would provide that a school district is not required to comply with the bill's requirements until July 1, 2017, and would allow a food vendor or a school district to dispense prepared food in a polystyrene foam food container after that date if a policy or ordinance establishing a specified recycling program for polystyrene foam food containers is established.</p>	Floor Alert in support Sent September 1, 2011

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SB 589	Lowenthal	Amended June 21, 2011 Assembly Environmental Safety and Toxic Materials Committee, 2 year bill.	<p>Existing Law: Existing law, the California Lighting Efficiency and Toxics Reduction Act, prohibits a person from manufacturing for sale or selling in the state specified general purpose lights that contain levels of hazardous substances prohibited by the European Union pursuant to the RoHS Directive.</p> <hr/> <p>Proposed Law: This bill would require a manufacturer of household mercury-containing lamps (lamps), on or before April 1, 2013, individually or through a stewardship organization, to prepare and submit to CalRecycle a lamp stewardship plan to establish a recovery program for the end-of-life management of their lamps. CalRecycle would be required to post and update on its Internet Web site a list of manufacturers in compliance. The bill would prohibit, on and after November 1, 2013, the sale of a lamp that is out of compliance and would require the stewardship fee approved by CalRecycle to be added to the retail purchase price of a lamp as a separate line item on the customer's receipt. This bill would require, on or before July 1, 2014, and annually thereafter, a manufacturer or stewardship organization to submit a report to CalRecycle describing their program and to demonstrate to CalRecycle that it has achieved continuous meaningful improvement in implementing the program.</p>	Letter of support if amended, oppose if not amended sent September 1, 2011
SB 963	Cannella	Amended February 13, 2012 Senate Rules Committee	<p>Existing Law: Existing law requires a local publicly owned electric utility that sells electricity at retail to 75,000 or more customers to adopt and implement a tariff for electricity purchased from an electric generation facility meeting certain size, deliverability, and interconnection requirements and to consider certain factors. Existing law requires the local publicly owned electric utility to make the tariff available to owners and operators of an electric generation facility within the service territory of the utility, upon request, on a first-come-first-served basis, until the utility meets its proportionate share of a statewide cap of 750 megawatts cumulative rated generation capacity served under the feed-in tariffs adopted pursuant to the above-described requirements. Existing law provides that the electricity purchased from an electric generation facility counts toward meeting the local publicly owned electric utility's renewables portfolio standard annual procurement targets.</p> <hr/> <p>Proposed Law: This bill would move these requirements to that portion of the Public Utilities Code concerning the California Renewables Portfolio Standard Program.</p>	

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SB 964	Wright	Introduced January 11, 2012 Senate Environmental Quality Committee	<p>Existing Law: Existing law establishes the State Water Resources Control Board (SWRCB) and the California regional water quality control boards (CRWQCB) and authorizes them to adopt regulations to carry out their powers and duties. Existing law generally requires state agencies to adopt regulations in accordance with prescribed procedures and requirements, and requires the Office of Administrative Law to review adopted regulations and to make specified determinations. However, existing law grants to the SWRCB and the CRWQCB various exemptions to the above requirements, including an exemption for the adoption of regulations for the issuance, denial, or revocation of specified waste discharge requirements and permits.</p> <p>Proposed Law: This bill would provide that the exemption for the adoption of regulations for the issuance, denial, or revocation of specified waste discharge requirements and permits shall not apply to any waste discharge requirements, general permits, and waivers that apply on a statewide, regionwide, or industrywide basis, thereby requiring the SWRCB and the CRWQCB to comply with provisions that require the adoption of regulations under those circumstances.</p>	
SB 965	Wright	Introduced January 11, 2012 Senate Environmental Quality Committee	<p>Existing Law: Existing law establishes the State Water Resources Control Board (SWRCB) and the California regional water quality control boards (CRWQCB) and authorizes them to adopt regulations to carry out their powers and duties and to conduct administrative adjudicative proceedings. The Administrative Procedure Act establishes the conduct of administrative adjudicative proceedings, which are defined as evidentiary hearings for determination of facts pursuant to which a state agency formulates and issues a decision. Existing law defines a decision as an agency action of specific application that determines a legal right, duty, privilege, immunity, or other legal interest of a particular person.</p> <p>Proposed Law: This bill would establish that the issuance, denial, or revocation of certain waste discharge requirements, permits, or waivers by the SWRCB and the CRWQCB that apply statewide, regionwide, or industrywide, and not to a person, as defined, are not within the meaning of a decision, as defined under the Administrative Procedure Act.</p>	

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SB 971	Canella	Introduced January 18, 2012 Senate Standing Committee on Energy, Utilities and Communications	<p>Existing Law: Under existing law, the Public Utilities Commission (PUC) has regulatory authority over public utilities, including electrical corporations, while local publicly owned electric utilities, are under the direction of their governing board. The existing Renewables Portfolio Standard Program (RPS program) requires a retail seller of electricity, and local publicly owned electric utilities to purchase specified minimum quantities of electricity products from eligible renewable energy resources, for specified compliance periods. The specified minimum quantities of electricity products are based upon a percentage of the utility's total retail sales of electricity in California.</p> <p>Proposed Law: This bill would revise the RPS program so that the specified minimum quantities of electricity products required to be procured are based upon a percentage of the utility's net program retail sales of electricity in California. The bill would define "net program retail sales" of electricity as being the total retail sales of electricity by the retail seller or local publicly owned electric utility within California, minus those retail sales where the load was met by noneligible hydroelectric generation, as defined. This bill would state the intent of the Legislature to increase the amount of electricity generated from eligible renewable energy resources per year so that amount equals at least 33% of net program retail sales of electricity in California per year by December 31, 2020.</p>	
SB 1066	Lieu	Introduced February 13, 2012 Senate Rules Committee	<p>Existing Law: Existing law establishes the State Coastal Conservancy, which serves as a repository for coastal lands. Existing law authorizes the conservancy to, among other things, undertake projects and award grants for the purposes of restoration of areas of the coastal zone that are adversely affecting the coastal environment or are impending orderly development.</p> <p>Proposed Law: This bill would authorize the conservancy to fund and undertake projects to address climate change, giving priority to projects that maximize public benefits. In implementing this division, the conservancy may fund and undertake projects to address climate change, including, but not limited to, planning, adaptation, and mitigation, and may award grants to public agencies and nonprofit organizations for these purposes. The conservancy shall prioritize projects that maximize public benefits.</p>	

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SB 1127	Vargas	Introduced February 21, 2012 Senate Environmental Quality Committee	<p>Existing Law: Existing law requires the State Air Resources Board to adopt regulations to achieve the maximum feasible reduction in volatile organic compounds emitted by consumer products, as defined, if the state board determines adequate data exist to establish the regulations are necessary to attain state and federal ambient air quality standards, and the regulations are commercially and technologically feasible and necessary.</p> <p>Proposed Law: This bill would require the South Coast Air Quality Management District to amend a specified regulation relating to consumer products. By adding to the duties of the South Coast Air Quality Management District, this bill would impose a state-mandated local program.</p>	
SB 1128	Padilla	Introduced February 21, 2012 Senate	<p>Existing Law: Existing law authorizes the California Alternative Energy and Advanced Transportation Financing Authority, until January 1, 2021, to provide financial assistance in the form of the sales and use tax exclusion for a project to promote California-based manufacturing, California-based jobs, the reduction of greenhouse gases, or the reduction in air and water pollution or energy consumption.</p> <p>Proposed Law: This bill would additionally authorize the authority to grant the above financial assistance to projects that promote the utilization of advanced manufacturing, as defined.</p>	
SB 1159	Calderon	Introduced February 22, 2012 Senate Rules Committee	<p>Existing Law: Existing law requires an operator of a store, as defined, to establish an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. Existing law prohibits a city, county, or other local public agency from taking specified regulatory actions with regard to the recycling of plastic carryout bags. These requirements and prohibitions are repealed on January 1, 2013.</p> <p>Proposed Law: This bill would enact the Plastic Bag Reduction and Recycling Act of 2012 and make a statement of Legislative intent in this regard.</p>	
SB 1219	Wolk	Introduced February 23, 2012 Senate	<p>Existing Law: Existing law requires an operator of a store, as defined, to establish an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. This requirement is repealed on January 1, 2013. Existing law prohibits a city, county, or other local public agency from taking specified regulatory actions with regard to the recycling of plastic carryout bags.</p> <p>Proposed Law: This bill would extend those at-store recycling program requirements until January 1, 2020, and would repeal the provisions preempting local regulatory action.</p>	

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SB 1329	Simitian	Introduced February 23, 2012 Senate	<p>Existing Law: Existing law authorizes a county to establish, by ordinance, a repository and distribution program under which a pharmacy that is owned by or contracts with the county may distribute surplus unused medications, as defined, to persons in need of financial assistance to ensure access to necessary pharmaceutical therapies. Existing law requires a county that has established a program to establish procedures to, among other things, ensure proper safety and management of any medications collected and maintained by a participating pharmacy.</p> <hr/> <p>Proposed Law: This bill would among other things authorize a county to establish the program by action of the county board of supervisors or by action of a public health officer of the county, as prescribed. This bill would authorize a primary care clinic dispensary, as defined, to participate in the program. This bill would require a pharmacy or clinic seeking to participate in the program to inform the county health department in writing of its intent, and require the county board of supervisors or public health officer to approve the pharmacy or clinic.</p>	
SB 1359	Simitian	Introduced February 24, 2012 Senate Environmental Quality Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, defines "compost" for purposes of the act as the product resulting from the controlled biological decomposition of organic wastes that are source separated from the municipal solid waste stream or source separated at a centralized facility and includes vegetable, yard, and wood wastes that are not hazardous waste. Existing law also defines "compost" for purposes of certain provisions within the act requiring the purchase of compost by state agencies in similar a manner except that it does not include wastes source separated at a centralized facility and does not specify that wastes include vegetable, yard, or wood wastes that are not hazardous waste.</p> <hr/> <p>Proposed Law: This bill would revise the definition of compost applicable to state agency purchases to conform to the definition applicable to the whole act.</p>	

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SB 1455	Kehoe	Introduced February 24, 2012 Senate	<p>Existing Law: Existing law requires the State Energy Resources Conservation and Development Commission, in partnership with the State Air Resources Board, to develop and adopt a state plan to increase the use of alternative transportation fuels.</p> <hr/> <p>Proposed Law: This bill would require the commission and the state board, among other things, to coordinate efforts to implement the state alternative fuels goal, as specified. The bill would require the commission and the state board, on or before January 1, 2014, to update a specified economic analysis, evaluate how the use of new and existing investment programs could be used to attain the state alternative transportation fuels goal, and evaluate how the impact of federal fuel policies and existing state policies will help attain the state alternative transportation fuels goal.</p>	
SB 1547	Simitian	Introduced February 24, 2012 Senate	<p>Existing Law: Existing law prohibits any person from paying, claiming, or receiving any refund value, processing payment, handling fee, or administrative fee for imported beverage container material, previously redeemed containers, rejected containers, line breakage, or other ineligible material. Existing law provides that, for purposes of implementing those provisions, the department shall take all reasonable steps to exclude those items, when conducting surveys to determine a commingled rate for payment on beverage containers.</p> <hr/> <p>Proposed Law: This bill would also require the department, when conducting those surveys, to exclude other ineligible material.</p>	
Federal Legislation				
H.R. 66	Doggett	Introduced January 5, 2011 House Committee on Ways and Means	<p>Existing Law: Internal Revenue Code of 1986.</p> <hr/> <p>Proposed Law: Waste-to-Energy Technology Act of 2011 - Amends the Internal Revenue Code to allow a 30% energy tax credit for investment in qualified waste-to-energy property. Defines "qualified waste-to-energy property" as property comprising a system that uses municipal solid waste or sewage sludge as the feedstock for producing solid, liquid, or gas fuel, or for producing energy, and that is certified by the Secretary of the Treasury as eligible for a credit under this Act. Excludes certain landfill facilities from such definition.</p>	

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H.R. 2284	Green (TX-29)	Introduced June 22, 2011 House Subcommittee on Energy and Environment	<p>Existing Law: The Solid Waste Disposal Act generally regulates solid waste disposal.</p> <hr/> <p>Proposed Law: This Act may be cited as the `Responsible Electronics Recycling Act,' and states: Beginning 24 months after the date of enactment, no person shall export restricted electronic waste to any country which is not: (1) a member of the Organization for Economic Co-operation and Development or the European Union; or (2) Liechtenstein. The term `restricted electronic waste' means -- (I) cathode ray tubes or glass in any form, or cathode ray tube phosphor residues or dusts in any form; (II) a lamp or other device containing mercury phosphor; (III) batteries containing lead, cadmium, or mercury; or organic solvents exhibiting the characteristic of ignitability; (IV) switches or any other devices containing mercury; (V) hexavalent chromium; (VI) items containing antimony, barium, cadmium, lead, thallium, beryllium, arsenic, or selenium, including circuit boards; printer drums; liquid crystal displays; flatscreen glass; and light emitting diodes; or any other covered electronic equipment, or materials derived therefrom, containing any other toxic material, in elemental or compound form, identified by the Administrator.</p>	
S. 1270	Whitehouse (D-RI)	Introduced June 23, 2011 Senate Committee on Environment and Public Works	<p>Existing Law: The Solid Waste Disposal Act generally regulates solid waste disposal.</p> <hr/> <p>Proposed Law: This Act may be cited as the `Responsible Electronics Recycling Act,' and states: Beginning 24 months after the date of enactment, no person shall export restricted electronic waste to any country which is not: (1) a member of the Organization for Economic Co-operation and Development or the European Union; or (2) Liechtenstein. The term `restricted electronic waste' means -- (I) cathode ray tubes or glass in any form, or cathode ray tube phosphor residues or dusts in any form; (II) a lamp or other device containing mercury phosphor; (III) batteries containing lead, cadmium, or mercury; or organic solvents exhibiting the characteristic of ignitability; (IV) switches or any other devices containing mercury; (V) hexavalent chromium; (VI) items containing antimony, barium, cadmium, lead, thallium, beryllium, arsenic, or selenium, including circuit boards; printer drums; liquid crystal displays; flatscreen glass; and light emitting diodes; or any other covered electronic equipment, or materials derived there from, containing any other toxic material, in elemental or compound form, identified by the Administrator.</p>	